

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SUNSHINE SHEREE RAMIREZ,

Defendant.

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8:05CR383

ORDER

This matter is before the court on the motion for an extension of time by defendant Sunshine Sheree Ramirez (Ramirez) (Filing No. 12). Defendant seeks an extension of time until November 29, 2005, in which to file pretrial motions pursuant to paragraph 3 of the progression order (Filing No. 8). Defense counsel represents to the court that counsel for the government has no objection to the extension and that an affidavit will soon be filed whereby defendant acknowledges that she understands that the additional time may be excludable time for the purposes of the Speedy Trial Act. Upon consideration, the motion will be granted.

**IT IS ORDERED:**

1. Defendant Ramirez's motion for an extension of time (Filing No. 12) is granted.
2. Defendant Ramirez is given until **on or before November 29, 2005**, in which to file pretrial motions pursuant to the progression order (Filing No. 8). The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., the time between **November 14, 2005 and November 29, 2005**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason that defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 15<sup>th</sup> day of November, 2005.

BY THE COURT:

s/ Thomas D. Thalken  
United States Magistrate Judge